AO 442 (REV. 12/85)

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF TEXAS, DEL RIO DIVISION

United States of America	§	
	§	CRIMINAL COMPLAINT
vs.	§	CASE NUMBER: DR:09-M -00498(1)
	§	
(1) JOSE GARCIA	§	

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about **January 15, 2009** in **Val Verde** county, in the **WESTERN DISTRICT OF TEXAS** defendant(s) did, (track statutory language of offense) knowingly and willfully enter the United States at a time and place other than as designated by Immigration Officers, he/she being an alien in the United States in violation of Title **8** United States Code, Section(s) **1325(a)(1)**.

I further state that I am a(n) **Border Patrol Agent** and that this complaint is based on the following facts: *"On January 16, 2009, the defendant, JOSE GARCIA, a native and citizen of MEXICO, was arrested near DEL RIO, TX. Subsequent investigation revealed that the defendant is an alien illegally present in the United States. The Defendant last entered the United States illegally from the Republic of Mexico by crossing the Rio Grande River at a time and place other than as designated by Immigration Officers, near DEL RIO, TX."*

Continued on the attached sheet and made a part of hereof: ☐ Yes ☒ No

Sworn to before me and subscribed in my presence,

Signature of Complainant

01/20/2009
File Date

at DEL RIO, Texas
City and State

DENNIS G. GREEN
U.S. MAGISTRATE JUDGE

Signature of Judicial Officer

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF TEXAS, DEL RIO DIVISION

United States of America	§	
	§	CRIMINAL COMPLAINT
vs.	§	CASE NUMBER: DR:09-M -00498(1)
	§	
(1) JOSE GARCIA	§	

JUDGEMENT IN A CRIMINAL CASE
(For A Petty Offense) - Short Form

The defendant, JOSE GARCIA, was presented by counsel, Del Rio, Bianca Rocha.

The defendant pled guilty to the complaint on January 22, 2009. Accordingly, the defendant is adjudged guilty of the following offense(s):

Title & Section	Nature of Offense	Date of Offense
8 USC 1325	ILLEGAL ENTRY	January 16, 2009

As pronounced on January 22, 2009, the defendant is hereby commited to the custody of the United States Bureau of Prisons for a term of 180 days with credit for time already served. The sentence is imposed to the Sentencing Reform Act of 1984.

The special assessment imposed pursuant to 18 U.S.C. § 3013 is hereby remited pursuant to 18 U.S.C. § 3573 because of reasonable efforts to collect this assessment are not likely to be effective.

The fine is waived because of the defendant's inability to pay.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgement are fully paid.

Filed and Signed on this the 22nd day of January, 2009.

DENNIS G. GREEN
U.S. MAGISTRATE JUDGE

Arresting Agency: DRBP - Del Rio Border Patrol
USCIS #: 27024280